THE HONOURABLE MRS. JUSTICE T. MEENA KUMARI
AND
THE HONOURABLE MS. JUSTICE G. ROHINI

WRIT PETITION No. 24531 of 2007

ORAL ORDER:
(Per T. Meena Kumari, J)

The Writ Petition is filed seeking declaration of the impugned order of the 1st respondent dated 30.10.2007 passed in CCT's Ref. No. LIII(4)/724/2007 as illegal and arbitrary.

It is submitted by the learned counsel for the petitioner that the total liability of demand would be Rs. 3,93,380/-. The learned counsel for the petitioner further submits that the petitioner has preferred a stay petition before the 1st respondent and the stay petition has been rejected by orders dated 30.10.2007. Challenging the said rejection, the present Writ Petition has been filed. It is further submitted by the learned counsel for the petitioner that the petitioner has already paid an amount of Rs.50,000/- and if no stay is granted, the petitioner would be put to irreparable loss.

Heard the learned Government Pleader.

In view of the facts and circumstances of the case, it would suffice if stay is granted subject to payment of 50% of the total amount of disputed tax of Rs. 3,93,380/-.

Accordingly, the Writ Petition is disposed of. However, stay is granted subject to payment of 50% of the disputed tax of Rs. 3,93,380/- and the same shall be deposited before the 3rd respondent within a period of four weeks from today. It is made clear that the amount of Rs.50,000/- which was already paid by the petitioner towards the disputed tax, the same shall be given to the credit of the 50% of the tax now to be deposited.

T. MEENA KUMARI, J

G. ROHINI, J

20.11.2007

N.B.
C.C. by 22.11.2007
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CHV